

[CHAPTER 239]

AN ACT

To amend the Expediting Act.

June 9, 1944
[H. R. 3054]

[Public Law 332]

Expediting Act,
amendment.
32 Stat. 823.
15 U. S. C. § 29.Appeals to Supreme
Court.Procedure if quo-
rum found lacking.Certification to cir-
cuit court of appeals.Designation of cir-
cuit judges.

Finality of decision.

Circuit judges.
Filling of vacancies.

Pending cases.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of February 11, 1903, chapter 544, be amended to read as follows:

"In every suit in equity brought in any district court of the United States under any of said Acts, wherein the United States is complainant, an appeal from the final decree of the district court will lie only to the Supreme Court and must be taken within sixty days from the entry thereof: *Provided, however*, That if, upon any such appeal, it shall be found that, by reason of disqualification, there shall not be a quorum of Justices of the Supreme Court qualified to participate in the consideration of the case on the merits, then, in lieu of a decision by the Supreme Court, the case shall be immediately certified by the Supreme Court to the circuit court of appeals of the circuit in which is located the district in which the suit was brought which court shall thereupon have jurisdiction to hear and determine the appeal in such case, and it shall be the duty of the senior circuit judge of said circuit court of appeals, qualified to participate in the consideration of the case on the merits, to designate immediately three circuit judges of said court, one of whom shall be himself and the other two of whom shall be the two circuit judges next in order of seniority to himself, to hear and determine the appeal in such case and it shall be the duty of the court, so comprised, to assign the case for argument at the earliest practicable date and to hear and determine the same, and the decision of the three circuit judges so designated, or of a majority in number thereof, shall be final and there shall be no review of such decision by appeal or certiorari or otherwise.

"If, by reason of disqualification, death or otherwise, any of said three circuit judges shall be unable to participate in the decision of said case, any such vacancy or vacancies shall be filled by the senior circuit judge by designating one or more other circuit judges of the said circuit next in order of seniority and, if there be none such available, he shall fill any such vacancy or vacancies by designating one or more circuit judges from another circuit or circuits, designating, in each case, the oldest available circuit judge, in order of seniority, in the circuit from which he is selected, such designation to be only with the consent of the senior circuit judge of any such other circuit."

This Act shall apply to every case pending before the Supreme Court of the United States on the date of its enactment.

Approved June 9, 1944.

[CHAPTER 240]

AN ACT

To increase the debt limit of the United States.

June 9, 1944
[H. R. 4464]

[Public Law 333]

Public Debt Act of
1944.49 Stat. 21.
31 U. S. C., Supp.
III, § 757b.Limitation on obli-
gations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the Public Debt Act of 1944.

SEC. 2. That section 21 of the Second Liberty Bond Act, as amended, is further amended to read as follows:

"Sec. 21. The face amount of obligations issued under the authority of this Act shall not exceed in the aggregate \$260,000,000,000 outstanding at any one time."